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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450,

Alexandria, VA. 22313-1450.

Victoria Wilson

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Dominique BRIDON et al.

Serial No.:

Not Yet Assigned

Filing Date:

Concurrently Herewith

For:

LONG LASTING SYNTHETIC

GLUCAGON LIKE PEPTIDE (GLP-1)

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of references #19 and #20 are submitted herewith. Copies of the documents #1-18 and 21-42 were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Number 10/288,340, filed November 4, 2002, or are not required to be submitted pursuant to USPTO waiver of 37 CFR 1.98(a)(2)(i) and accordingly, copies are not

included herewith This protocol conforms with 37 CFR § 1.98(d) and M.P.E.P. 609(A)(2). . The Examiner is requested to make these documents of record.

	This In	formation Disclosure Statement is submitted:							
$\boxtimes$	With	With the application; accordingly, no fee or separate requirements are required.							
	With	in three months of the application filing date or before mailing of a first Office							
	Actio	n on the merits; accordingly, no fee or separate requirements are required.							
	After	receipt of a first Office Action on the merits but before mailing of a final Office							
	Actio	n or Notice of Allowance.							
		A fee is required. A check in the amount of * is enclosed.							
		A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached							
		to this submission in duplicate.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee							
		is believed to be due.							
	After	mailing of a final Office Action or Notice of Allowance, but before payment of the							
$\boxtimes$	issue	fee.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the							
		amount of * is enclosed.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal							
		form (PTO/SB/17 is attached to this submission in duplicate.							

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document or the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **500862001602**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: Nov

November 25, 2003

Respectfully submitted,

By:

Cameron A. King

Registration No. 41,897

Morrison & Foerster LLP 425 Market Street

San Francisco, California 94105-2482

Telephone: (415) 268-7000 Facsimile: (415) 268-7522

## Form PTO-1449

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

	Sheet 1 01 Z				
Docket Number 500862001602	Application Number Not Yet Assigned				
Applicant					
Dominique	BRIDON et al.				
Filing Date Concurrently Herewith	Group Art Unit Not Yet Assigned				
Mailing Date November 25, 2003					

## **U.S. PATENT DOCUMENTS**

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
_	1.	6/1992	5,118,666	Habener			
	2.	6/1992	5,120,712	Habener			
	3.	2/1996	5,493,007	Burnier et al.			
	4.	8/1996	5,545,618	Buckley et al.			
	5.	11/1996	5,574,008	Johnson et al.			
	6.	3/1997	5,612,034	Pouletty et al.			
	7.	3/1997	5,614,487	Battersby et al.			
	8.	3/1997	5,614,492	Habener			
	9.	9/1999	5,958,909	Habener			
	10.	11/1999	5,981,488	Hoffman			
	11.	8/2000	6,107,489	Krantz et al.			,
	12.	10/2000	6,133,235	Galloway et al.			
	13.	2/2001	6,191,102 B1	DiMarchi et al.			·
	14.	12/2001	6,329,336	Bridon, et al.			
	15.	2/2003	6,514,500	Bridon et al.			
	16.	7/2003	6,593,295	Bridon et al.			
	17.	6/2000	09/876,388	Bridon, et al.			
	18.	9/2000	09/657,332	Bridon, et al.			
	19.	9/2000	09/657,276	Bridon et al.			
	20.	11/2002	2003/0108567	Bridon et al.			

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Trans YES	lation NO
	21.	8/1991	WO 91/11457	PCT				
	22.	12/1993	WO 93/25579	PCT				

**EXAMINER:** 

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

Form PTO-1449				Docket Number 500862001602 Applica				ation Number Not Yet Assigned		
INFORMATION DISCLOSURE CITATION				Applicant						
IN AN APPLICATION				Dominique BRIDON et al.						
	(U	se several sheets if	necessary)		Filing Date Concurrently Herewith Group Art Unit Not Yet Assigned					signed
	•				Mailing Date November 25, 2003					
		T	T					T		
	23.	4/1995	WO 95/10302	PC						
	24.	3/1998	WO 98/08531	PC	Γ					
	25.	3/1998	WO 98/08871	PC'	Γ					
	26.	3/1998	WO 98/08873	PC	Γ					
	27.	10/1998	WO 98/43658	PC'	Γ					
	28.	5/1999	WO 99/24074	PC'	Γ					
	29.	5/1999	WO 99/24075	PC	Γ					
	30.	6/1999	WO 99/29336	PC	Γ					
•	31.	9/1999	WO 99/48536	PC	Γ					
	32.	12/2000	WO 00/76550	PC'	Γ					
	33.	12/2000	WO 00/76551	PC'	Γ					
	34.	6/1994	0602290	EPO						
	35.	1/2000	0969016	EPO	)					
		•	OTHI	ER D	OCUMENT	`S	(includi	ng author, title, L	Date, Pertinent	t Pages, Etc.)
Examiner	Ref.	Title					<u> </u>	<del>-</del>		
Initials	No.								272.11	
	36.	Ishikawa, E.	et al. (October 7, 19	78) "]	Enzyme-Lab	elling witl	h Maleim	ides and Its	Applicatio	n to the
			y of Peptide Hormo			lled Immi	unoassay	of Hormone	s and Drug	gs, Walter
	37.	deGruyter & Co., Berlin, New York: 43-57.								
	38.	Proc. Natl. Acad. Sci., 1983, 80, 5485-5489.								
	<ul> <li>38. Nature, 1983, 302, 716-718.</li> <li>39. Endocrinol., 1984, 115, 2176-2181.</li> <li>40. Marburg et al. (1996) "Introduction of the Maleimide Function onto Resin-Bound Peptides: A sim High yield Process Useful for Discriminating among several lysines," Bioconjugate Chemistry, Volume 1.</li> </ul>									
							D4: 4	A .:1-		
		7, pp/612-6			3					<b>J</b> ,
	41.	Anti-Cancer	Drugs, 1997, 8, 677	<b>7-685</b> .						
	42.		(1999) "Biological A				with N-t	erminal mod	ifications,	11
		Regulatory l	Peptides, Vol. 79, iss	ue 23	, pp. 93-102.					
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EXAMI	EXAMINER:			DATE CONSIDERED:					. —	
			sidered, whether or not the					line through th	e citation if r	not in